

SIXTEENTH DAY.

(Wednesday, January 30, 1929.)

The House met at 9:30 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Barron.

The roll was called and the following members were present:

Mr. Speaker.	Jones.
Ackerman.	Justiss.
Adkins.	Kayton.
Albritton.	Keeton.
Anderson.	Keller.
Avis.	Kennedy.
Baker.	Kinnear.
Baldwin.	Land.
Barnett.	Lee.
Bateman.	Lemens.
Beck.	Long of Houston.
Bond.	Loy.
Bounds.	Martin.
Bradley.	Mauritz.
Brice.	Maynard.
Brooks.	McCombs.
Carpenter.	McDonald.
Chastain.	McGill.
Coltrin.	McKean.
Conway.	Mehl.
Cox of Navarro.	Metcalfe.
Cox of Limestone.	Minor.
Davis.	Montgomery.
DeWolfe.	Moore.
Dunlap.	Mullally.
Duvall.	Murphy.
Enderby.	Negley.
Ewing.	Nicholson.
Eickenroht.	Olsen.
Finn.	O'Neill.
Finlay.	Palmer.
Forbes.	Pavlica.
Gates.	Petsch.
Gerron.	Pool.
Gilbert.	Pope of Jones.
Giles.	Pope of Nueces.
Graves	Prendergast.
of Williamson.	Purl.
Graves of Erath.	Quinn.
Hardy.	Reader.
Harding.	Reid.
Harman.	Renfro.
Harper.	Richardson.
Harrison.	Rountree.
Heaton.	Sanders.
Hefley.	Savage.
Hines.	Shaver.
Hogg.	Shelton.
Holder.	Sherrill.
Hopkins.	Shipman.
Hornaday.	Simmons.
Hubbard.	Sinks.
Jenkins.	Smith.
Johnson	Snelgrove.
of Dimmit.	Speck.
Johnson of Smith.	Stephens.
Johnson of Scurry.	Stevenson.

Storey.	Webb.
Strong.	White.
Thurmond.	Wiggs.
Tillotson.	Williams
Turner.	of Sabine.
Van Zandt.	Williams
Veatch.	of Travis.
Waddell.	Woodall.
Wallace.	Woodruff.
Walters.	Young.
Warwick.	

Absent.

Mankin.

Absent—Excused.

Acker.	Mosely.
Cox of Lamar.	Patterson.
Fuchs.	Ray.
Kemble.	Rogers.
Kenyon.	Tarwater.
King.	Thompson.
Kincaid.	Westbrook.
Long of Wichita.	Williams
Morse.	of Hardin.

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Ray for today, on motion of Mr. McKean.

Mr. Kenyon for today, on motion of Mrs. Moore.

Mr. King for today and the balance of the week, on motion of Mr. Stephens.

Mr. Patterson for today, on motion of Mr. Duvall.

Mr. Thompson for today, on motion of Mr. Hogg.

Mr. Long of Wichita for today, on motion of Mr. Woodall.

Mr. Mosely for today, on motion of Mr. Heaton.

The following members were granted leaves of absence on account of illness:

Mr. Williams of Hardin for today, on motion of Mr. Turner.

Mr. Fuchs for today and the balance of the week, on motion of Mr. Shelton.

Mr. Tarwater for today, on motion of Mr. Land.

Mr. Cox of Lamar for today and the balance of the week, on motion of Mr. Coltrin.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read

severally first time, and referred to the appropriate committees, as follows:

By Mr. Purl:

H. B. No. 487, A bill to be entitled "An Act defining building and loan associations; providing for their incorporation and prescribing the terms, conditions and regulations upon which such companies may carry on their business in Texas; prescribing the terms and conditions upon which foreign building and loan associations may make loans in Texas; prohibiting the sale or offer for sale by foreign building and loan associations of their contracts, bonds and shares except such shares as may be sold in connection with a loan."

Referred to Committee on Insurance.

By Mr. Hubbard:

H. B. No. 488, A bill to be entitled "An Act to provide for a lien upon any motor vehicle, tractor, trailer, or semi-trailer for the payment of all registration fees required by law; providing for the seizure and holding or selling same for the fees due thereon."

Referred to Judiciary Committee.

By Mr. Tillotson, Mr. Beck, Mr. Hornaday, Mr. Duvall and Mr. Johnson:

H. B. No. 489, A bill to be entitled "An Act to clarify and make adequate the law regulating water control and improvement districts, and to cause the same to comport with Section 59 of Article 16, of the Constitution of Texas."

Referred to Committee on Conservation and Reclamation.

By Mr. Hubbard:

H. B. No. 490, A bill to be entitled "An Act authorizing the State Highway Department of the State of Texas to audit the fees collected by tax collectors for the registration of motor vehicles, tractors, trailers, semi-trailers, or other vehicles, or for the transfer thereof."

Referred to Committee on Highways and Motor Traffic.

By Mr. Gilbert, Mr. Murphy and Mr. Hubbard:

H. B. No. 491, A bill to be entitled "An Act defining common carrier vehicles; providing for the registration thereof; prescribing the fees to be paid for their registration."

Referred to Committee on Revenue and Taxation.

By Mr. Gilbert, Mr. Murphy and Mr. Hubbard:

H. B. No. 492, A bill to be entitled "An Act providing for the registration in this State of vehicles owned by citizens of another state or country and duly registered under the laws of said state or country for the current year."

Referred to Committee on Revenue and Taxation.

By Mr. McDonald and Mr. Gerron:

H. B. No. 493, A bill to be entitled "An Act to prohibit the killing or taking of any doves and quail in Ellis county, Texas, for a period of five years after the passage of this act."

Referred to Committee on Game and Fisheries.

By Mr. Holder:

H. B. No. 494, A bill to be entitled "An Act to create the State Rural Aid School Fund, and to provide for the promotion of the public school interests of rural schools and to equalize the educational opportunities of all school children living in small and financially weak school districts, and providing for the distribution of the State Rural Aid School Fund."

Referred to Committee on Education.

By Mr. Gilbert, Mr. Murphy and Mr. Hubbard:

H. B. No. 495, A bill to be entitled "An Act relating to the registration of motor vehicles, trailers and semi-trailers; prescribing the license fees required for their registration; providing for the distribution and apportionment of all license fees collected pursuant to this act."

Referred to Committee on Revenue and Taxation.

By Mr. Gilbert and Mr. King:

H. B. No. 496, A bill to be entitled "An Act providing that there shall be allowed to county judges, clerks of the district and county courts, sheriffs, county treasurers, tax assessors and collectors, books, stationery, blanks, and all office furniture and supplies that may be necessary for a proper administration of their offices."

Referred to Committee on State Affairs.

By Mr. Tillotson:

H. B. No. 497, A bill to be entitled "An Act amending Article 6692 of the Revised Civil Statutes for 1925, which

bill relates to the duties of tax collectors as to funds derived from motor vehicle registrations, and a commission to tax collectors for such services, and the use of such commission, which amendment changes the commission to be received by tax collectors as compensation for services with respect to funds derived from motor vehicle registrations."

Referred to Committee on Highways and Motor Traffic.

By Mr. Dunlap, Mr. Hogg, Mr. Avis, Mr. Johnson of Dimmit, Mr. Mullally and Mr. McKean:

H. B. No. 498, A bill to be entitled "An Act to provide for the eradication in the State of Texas of the fever-carrying tick, *Margaropus annulatus*, and making it the duty of the inspectors of the Live Stock Sanitary Commission to supervise the dipping of cattle, horses, mules, jacks and jennets for the eradication of said fever-carrying tick, *Margaropus annulatus*, from said live stock and from the premises, lands, territory, counties and parts of counties in the State of Texas, and for the removal of exposure to said fever-carrying tick, *Margaropus annulatus*, and authorizing and requiring said Commission to establish necessary quarantines for the purpose of controlling and restricting the movement of said live stock and for the purpose of preventing the spread of said infection and exposure to said fever-carrying tick, *Margaropus annulatus*, and to eradicate the same, and requiring the county commissioners courts to co-operate with said Commission in said work and making it the duty of owners and caretakers of cattle, horses, mules, jacks and jennets, and of lands, premises and territory to dip said live stock under the supervision of inspectors of said Commission and providing penalties for failure or refusal to dip said live stock and providing penalties for violation of quarantines established by said Commission."

Referred to Committee on Live Stock and Stock Raising.

By Mr. Stevenson and Mr. Pope of Nueces:

H. B. No. 499, A bill to be entitled "An Act to amend Articles 1441 and 1442 of Chapter 10, Title 32, 1925 Revised Civil Statutes of the State of Texas, relating to reports of certain private corporations, and declaring an emergency."

Referred to Committee on Municipal and Private Corporations.

By Mr. Shaver and Mr. Graves of Williamson:

H. B. No. 500, A bill to be entitled "An Act to amend Article 2688 and Article 2689, Revised Statutes, 1925, creating the office of county superintendent of public schools; providing for filling the office."

Referred to Committee on Education.

By Mr. Stevenson and Mr. Pope of Nueces:

H. B. No. 501, A bill to be entitled "An Act to amend Article 1128, Chapter 10, Title 28, of the 1925 Revised Civil Statutes of the State of Texas, relating to judicial regulations of rates of public utilities."

Referred to Judiciary Committee.

By Mr. Pope of Nueces:

H. B. No. 502, A bill to be entitled "An Act to amend Article 3116 of the 1925 Revised Civil Statutes of the State of Texas, as amended by Chapter 54, pages 77 and 78, of the Regular Session Laws of the State of Texas, passed by the Fortieth Legislature, regulating the assessment of candidates for the payment of primary expenses."

Referred to Committee on Privileges, Suffrage and Elections.

By Mr. Shaver:

H. B. No. 503, A bill to be entitled "An Act authorizing the board of normal regents of the Texas State Teachers Colleges to make contracts for the erection of dormitories, to purchase or lease lands and other appurtenances for dormitories."

Referred to Committee on Education.

By Mr. Hornaday:

H. B. No. 504, A bill to be entitled "An Act fixing the salary of the county commissioners of certain counties by providing for a salary of \$3,600 to be paid the county commissioners of counties having an assessed valuation of \$44,502,489 according to the last approved roll filed in the office of the State Comptroller."

Referred to Judiciary Committee.

By Mr. Tillotson, Mr. Young, Mr. Enderby and Mr. Webb:

H. B. No. 505, A bill to be entitled "An Act to amend subdivision 1 of Article 5323 (5432) of the Revised Civil Statutes of 1925, relating to the rules governing the sale of unsurveyed school land; providing a fee, and declaring an emergency."

Referred to Committee on Public Lands and Buildings.

By Mr. Minor:

H. B. No. 506, A bill to be entitled "An Act to amend Chapter 74 of the Local and Special Laws enacted by the Thirty-ninth Legislature at its Regular Session, approved March 7, 1925, same being a special road law for Denton county, by adding thereto Section 19-A, authorizing the commissioners court of Denton county to issue bonds of said county for the purpose of funding or refunding indebtedness incurred for road and bridge purposes, and to levy a tax in payment thereof, and providing that if the validity of the indebtedness to be funded by such bonds is not questioned in any suit or proceedings within sixty days from the adoption of the order of the commissioners court authorizing the issuance of such bonds, then such indebtedness shall be conclusively presumed to be valid."

Referred to Committee on Highways and Motor Traffic.

By Mr. Savage:

H. B. No. 507, A bill to be entitled "An Act authorizing fraternal benefit societies with a lodge system and representative form of government to incorporate as stock companies to do a life insurance business; providing ways and means for securing the approval of the members of such societies as represented by the subordinate branches."

Referred to Committee on Insurance.

By Mr. Bond:

H. B. No. 508, A bill to be entitled "An Act amending Article 3192, Revised Statutes of 1925, establishing and providing for the maintenance of one or more (not to exceed two) psychopathic hospitals in connection with and as a part of some one or more of the hospitals for the insane now being maintained by the State and providing that same shall be located by the Board of Control."

Referred to Committee on State Eleemosynary and Reformatory Institutions.

By Mr. Bond:

H. B. No. 509, A bill to be entitled "An Act authorizing county auditors in counties containing a population of 35,000 or more, and in which there may exist or which there may be created, any improvement, navigation, road or irrigation district, or any other terri-

tory district having for its purpose the expenditure of public funds for improvement purposes, or improvements of any kind, whether derived from the issuance of bonds or through any character of special assessment, to any exercised control over the finances of said district as provided in Chapter 2 of the Revised Civil Statutes of the State of Texas, 1925, amending Article 1667 of the Revised Civil Statutes, 1925."

Referred to Committee on Counties.

By Mr. Thurmond, Mr. Stevenson and Mr. Metcalfe:

H. B. No. 510, A bill to be entitled "An Act to regulate and control movements of live stock by trucks and automobiles and vehicles, and requiring persons who desire to move live stock from ranch, pasture, inclosure or other places to first secure a written permit from a magistrate, notary public, peace officer, county commissioner, district clerk, county clerk or deputy clerks."

Referred to Committee on Live Stock and Stock Raising.

By Mr. Reid et al.:

H. B. No. 511, A bill to be entitled "An Act to amend Article 793, Chapter 4, Title 9, of the Code of Criminal Procedure of Texas, 1925, as amended by the Acts of the Fortieth Legislature, First Called Session, page 194, Chapter 68, Section 1, by omitting therefrom the words, 'provided, that the provisions of this act shall not apply to counties not having poor farms.'"

Referred to Committee on Criminal Jurisprudence.

By Mr. Shaver and Mr. Holder:

H. B. No. 512, A bill to be entitled "An Act relating to the State Board of Education."

Referred to Committee on Education.

By Mr. Tarwater and Mr. Giles:

H. B. No. 513, A bill to be entitled "An Act to amend Chapter 93 of the Acts of the Regular Session of the Fortieth Legislature, which amends Article 7065, of the Revised Civil Statutes of 1925, by adding thereto sections numbered 4, 5 and 6, so as to provide a refund of the tax paid by any person, firm, co-partnership, company, agency, association or corporation on gasoline to be used for agricultural purposes."

Referred to Committee on Revenue and Taxation.

HOUSE JOINT RESOLUTION ON
FIRST READING.

The following House joint resolution, introduced today, was laid before the House, read first time, and referred to the Committee on Constitutional Amendments:

By Mr. Olsen, Mr. Albritton, Mr. Veatch, Mr. Kennedy and Mr. Snelgrove:

H. J. R. No. 15, Proposing an amendment to the Constitution of the State of Texas by providing that the Legislature shall have no power to increase or diminish the salary or compensation of any public officer to become effective during the term of office for which such officer shall have been elected or appointed.

SENATE BILLS AND RESOLUTION
ON FIRST READING.

The following Senate bills and resolution, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

S. J. R. No. 12, to the Committee on Constitutional Amendments.

Senate bill No. 32, to the Committee on Criminal Jurisprudence.

Senate bill No. 33, to the Committee on Criminal Jurisprudence.

Senate bill No. 34, to the Committee on Criminal Jurisprudence.

Senate bill No. 35, to the Committee on Criminal Jurisprudence.

Senate bill No. 36, to the Committee on Criminal Jurisprudence.

Senate bill No. 37, to the Committee on Criminal Jurisprudence.

Senate bill No. 38, to the Committee on Criminal Jurisprudence.

Senate bill No. 39, to the Committee on Criminal Jurisprudence.

Senate bill No. 71, to the Committee on Education.

Senate bill No. 119, to the Judiciary Committee.

Senate bill No. 143, to the Judiciary Committee.

Senate bill No. 144, to the Committee on Judicial Districts.

Senate bill No. 180, to the Committee on Game and Fisheries.

Senate bill No. 191, to the Committee on Education.

Senate bill No. 200, to the Judiciary Committee.

Senate bill No. 201, to the Judiciary Committee.

Senate bill No. 207, to the Judiciary Committee.

Senate bill No. 211, to the Committee on Education.

Senate bill No. 278, to the Committee on State Affairs.

Senate bill No. 213, to the Committee on Appropriations.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Montgomery, Senate bills Nos. 114, 172 and 184 were ordered not printed.

READINGS BY MRS. LEXIE DEAN
ROBERTSON.

Mr. Gilbert offered the following resolution:

Resolved, That, whereas, Mrs. Lexie Dean Robertson is now at the bar of the House; and

Whereas, Mrs. Robertson is a Texan by birth, choice and adoption, who has achieved high literary fame both in this and foreign countries as a poetess and interpreter of rare ability; therefore, be it

Resolved, That she be invited to the Speaker's stand where she will render original poems that have gained wide circulation and contributed much to the fame and distinction of Texas, and Texas women.

Signed — Gilbert, Chastain, Woodall, Conway, Harrison, White.

The resolution was read second time and was adopted.

In accordance with the above action, the Speaker announced the appointment of the following committee to escort Mrs. Robertson to the Speaker's stand:

Messrs. Gilbert, Chastain, Woodall, Conway, Harrison and White.

The committee having performed their duty, Speaker Barron presented Mr. Gilbert, who in turn introduced Mrs. Robertson.

Mrs. Robertson then read the following poems of her own composition to the House: "Gypsy Heart" and "Texas."

On motion of Mr. Carpenter, the House gave a rising vote of thanks to Mrs. Robertson for the poems rendered.

PROVIDING FOR JOINT SESSION
TO HEAR REPORT OF BOARD
OF PRISON DIRECTORS.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 13, Requesting joint session to hear report of Board of Prison Directors.

Whereas, The Governor of the State of Texas, in his message to the Legislature this session, has requested that the Senate and House, in joint session, permit the Board of Prison Directors to appear before us and make their report; and

Whereas, Said Prison Board has requested the opportunity of appearing before a joint session of the members of the Senate and House on Thursday, 31st of January; therefore, be it

Resolved by the Senate of the State of Texas, the House of Representatives concurring, That the Texas Prison Board be invited to address a joint session of the House and Senate at 2 p. m., on Thursday, 31st of January, and make their report and furnish us with any information requested concerning their operation of the prison system.

The resolution was read second time and was adopted.

SENATE BILL NO. 9 ON SECOND
READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 9, A bill to be entitled "An Act to create the 109th Judicial District of Texas, and to designate the counties constituting said district, and fixing the time for holding court therein; reorganize the 70th Judicial District of Texas, and designate the counties constituting said district, and fixing the time for holding court in the various counties of said district; providing that the present judge of the 70th Judicial District of Texas shall be the district attorney of the 109th Judicial District of Texas until the next general election and his successors shall have been elected and qualified; providing for the appointment of a judge for the newly created 109th Judicial District of Texas, and for the appointment of a district attorney for the 70th Judicial District of Texas as herein constituted at the next general election in this State, each two years thereafter; validating all process, writs, bonds and recognizances

of every kind and character heretofore issued or entered into, and all grand and petit jurors selected and drawn under the existing laws by the various counties affected by this act and described, that same shall be returnable and said jurors served for the next term of court in the various counties affected after the taking effect of this act; providing that if any term of court shall be in session in any county of the former 70th Judicial District of Texas at the time of the taking effect of this act, same shall continue in session until adjournment of the term, and thereafter the term of court in such county shall be held in conformity with this act, etc."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 9 ON THIRD
READING.

Mr. Webb moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 9 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—102.

Mr. Speaker.	Harrison.
Adkins.	Hefley.
Anderson.	Hopkins.
Baker.	Hornaday.
Baldwin.	Hubbard.
Barnett.	Johnson
Bateman.	of Dimmit.
Bounds.	Johnson of Smith.
Bradley.	Johnson of Scurry.
Brice.	Jones.
Brooks.	Justiss.
Carpenter.	Keller.
Chastain.	Kincaid.
Conway.	Land.
Cox of Navarro.	Lee.
Cox of Limestone.	Lemens.
DeWolfe.	Long of Houston.
Enderby.	Martin.
Ewing.	Mauritz.
Eickenroht.	McCombs.
Finlay.	McDonald.
Forbes.	McGill.
Gates.	McKean.
Gerron.	Mehl.
Gilbert.	Minor.
Giles.	Montgomery.
Graves	Moore.
of Williamson.	Mullally.
Graves of Erath.	Murphy.
Hardy.	Negley.
Harding.	Olsen.
Harman.	O'Neill.
Harper.	Palmer.

Pavlica.
Purl.
Quinn.
Reader.
Reid.
Renfro.
Richardson.
Rountree.
Sanders.
Savage.
Shaver.
Shelton.
Sherrill.
Shipman.
Simmons.
Sinks.
Smith.
Snelgrove.
Speck.
Stevenson.

Thurmond.
Tillotson.
Turner.
Van Zandt.
Veatch.
Waddell.
Wallace.
Walters.
Warwick.
Webb.
White.
Wiggs.
Williams
of Sabine.
Williams
of Travis.
Woodall.
Woodruff.
Young.

Nays—6.

Albritton.
Avis.
Bond.

Heaton.
Kennedy.
Stephens.

Absent.

Ackerman.
Beck.
Coltrin.
Davis.
Dunlap.
Duvall.
Finn.
Hines.
Hogg.
Holder.
Jenkins.
Kayton.
Keeton.

Loy.
Mankin.
Maynard.
Metcalf.
Nicholson.
Petsch.
Pool.
Pope of Jones.
Pope of Nueces.
Prendergast.
Storey.
Strong.

Absent—Excused.

Acker.
Cox of Lamar.
Fuchs.
Kemble.
Kenyon.
King.
Kinnear.
Long of Wichita.
Morse.

Mosely.
Patterson.
Ray.
Rogers.
Tarwater.
Thompson.
Westbrook.
Williams
of Hardin.

The Speaker then laid Senate bill No. 9 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—100.

Mr. Speaker.
Adkins.
Anderson.
Baker.
Baldwin.
Barnett.

Bateman.
Bounds.
Bradley.
Brooks.
Carpenter.
Chastain.

Conway.
Cox of Navarro.
Cox of Limestone.
DeWolfe.
Enderby.
Ewing.
Eickenroht.
Finlay.
Forbes.
Gates.
Gerron.
Gilbert.
Giles.
Graves.
of Williamson.
Graves of Erath.
Hardy.
Harding.
Harman.
Harper.
Harrison.
Hefley.
Holder.
Hopkins.
Hornaday.
Johnson
of Dimmit.
Johnson of Smith.
Johnson of Scurry.
Jones.
Justiss.
Keller.
Kincaid.
Land.
Lee.
Lemens.
Long of Houston.
Martin.
Mauritz.
Maynard.
McCombs.
McDonald.
McGill.
McKean.
Mehl.
Metcalf.

Minor.
Montgomery.
Moore.
Mullally.
Murphy.
Negley.
Olsen.
O'Neill.
Palmer.
Pavlica.
Pope of Nueces.
Purl.
Quinn.
Reader.
Reid.
Renfro.
Richardson.
Rountree.
Sanders.
Savage.
Shaver.
Shelton.
Shipman.
Simmons.
Sinks.
Smith.
Speck.
Stevenson.
Strong.
Thurmond.
Tillotson.
Turner.
Van Zandt.
Waddell.
Wallace.
Walters.
Warwick.
Webb.
White.
Wiggs.
Williams
of Sabine.
Williams
of Travis.
Woodall.
Woodruff.

Nays—10.

Albritton.
Avis.
Bond.
Brice.
Heaton.

Kennedy.
Sherrill.
Snelgrove.
Stephens.
Veatch.

Absent.

Ackerman.
Beck.
Coltrin.
Davis.
Dunlap.
Duvall.
Finn.
Hines.
Hogg.
Hubbard.
Jenkins.

Kayton.
Keeton.
Loy.
Mankin.
Nicholson.
Petsch.
Pool.
Pope of Jones.
Prendergast.
Storey.
Young.

Absent—Excused.

Acker.	Mosely.
Cox of Lamar.	Patterson.
Fuchs.	Ray.
Kemble.	Rogers.
Kenyon.	Tarwater.
King.	Thompson.
Kinnear.	Westbrook.
Long of Wichita.	Williams
Morse.	of Hardin.

SENATE BILL NO. 67 ON SECOND
READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 67, A bill to be entitled "An Act to amend Chapter 40, Acts of the Fortieth Legislature, First Called Session, relating to the extension of teachers' certificates, and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 67 ON THIRD
READING.

Mr. Sinks moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 67 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—107.

Mr. Speaker.	Giles.
Ackerman.	Graves
Adkins.	of Williamson.
Albritton.	Graves of Erath.
Anderson.	Hardy.
Avis.	Harman.
Baker.	Harper.
Baldwin.	Harrison.
Barnett.	Heaton.
Bateman.	Hefley.
Bounds.	Hines.
Bradley.	Holder.
Brice.	Hubbard.
Brooks.	Jenkins.
Carpenter.	Johnson
Conway.	of Dimmit.
Cox of Navarro.	Johnson of Smith.
Cox of Limestone.	Johnson of Scurry.
Davis.	Justiss.
DeWolfe.	Keller.
Enderby.	Kennedy.
Ewing.	Kincaid.
Finn.	Land.
Forbes.	Lee.
Gates.	Long of Houston.
Gerron.	Martin.
Gilbert.	Mauritz.

Maynard.	Shelton.
McCombs.	Sherrill.
McDonald.	Shipman.
McGill.	Simmons.
McKean.	Sinks.
Mehl.	Smith.
Metcalf.	Snelgrove.
Moore.	Stephens.
Mullally.	Storey.
Negley.	Strong.
Nicholson.	Thompson.
Olsen.	Tillotson.
O'Neill.	Turner.
Palmer.	Veatch.
Pavlica.	Waddell.
Petsch.	Wallace.
Pool.	Walters.
Pope of Jones.	Warwick.
Pope of Nueces.	Webb.
Prendergast.	White.
Purl.	Wiggs.
Quinn.	Williams
Reader.	of Sabine.
Reid.	Williams
Renfro.	of Travis.
Richardson.	Woodall.
Sanders.	Woodruff.
Savage.	Young.
Shaver.	

Absent.

Beck.	Kayton.
Bond.	Keeton.
Chastain.	Lemens.
Coltrin.	Loy.
Dunlap.	Mankin.
Duvall.	Minor.
Eickenroht.	Montgomery.
Finlay.	Murphy.
Harding.	Rountree.
Hogg.	Speck.
Hopkins.	Stevenson.
Hornaday.	Thurmond.
Jones.	Van Zandt.

Absent—Excused.

Acker.	Mosely.
Cox of Lamar.	Patterson.
Fuchs.	Ray.
Kemble.	Rogers.
Kenyon.	Tarwater.
King.	Westbrook.
Kinnear.	Williams
Long of Wichita.	of Hardin.
Morse.	

The Speaker then laid Senate bill No. 67 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—106.

Mr. Speaker.	Albritton.
Ackerman.	Anderson.
Adkins.	Avis.

Baker.	McKean.
Baldwin.	Mehl.
Bateman.	Metcalfe.
Bounds.	Montgomery.
Bradley.	Moore.
Brice.	Mullally.
Brooks.	Murphy.
Carpenter.	Negley.
Chastain.	Olsen.
Conway.	O'Neill.
Cox of Navarro.	Palmer.
Cox of Limestone.	Pavlica.
Davis.	Petsch.
DeWolfe.	Pope of Jones.
Enderby.	Pope of Nueces.
Ewing.	Prendergast.
Finn.	Purl.
Forbes.	Quinn.
Gates.	Reader.
Gerron.	Reid.
Gilbert.	Renfro.
Giles.	Richardson.
Graves	Sanders.
of Williamson.	Savage.
Graves of Erath.	Shaver.
Hardy.	Shelton.
Harman.	Sherrill.
Harper.	Shipman.
Harrison.	Simmons.
Heaton.	Sinks.
Hefley.	Smith.
Holder.	Snelgrove.
Hopkins.	Speck.
Jenkins.	Stephens.
Johnson	Storey.
of Dimmit.	Strong.
Johnson of Smith.	Thurmond.
Johnson of Scurry.	Tillotson.
Jones.	Turner.
Justiss.	Van Zandt.
Keller.	Veatch.
Kennedy.	Wallace.
Kincaid.	Walters.
Land.	Warwick.
Lee.	White.
Long of Houston.	Wiggs.
Martin.	Williams
Mauritz.	of Sabine.
Maynard.	Williams
McCombs.	of Travis.
McDonald.	Woodruff.
McGill.	Young.

Absent.

Barnett.	Kayton.
Beck.	Keeton.
Bond.	Lemens.
Coltrin.	Loy.
Dunlap.	Mankin.
Duvall.	Minor.
Eickenroht.	Nicholson.
Finlay.	Pool.
Harding.	Rountree.
Hines.	Stevenson.
Hogg.	Waddell.
Hornaday.	Webb.
Hubbard.	Woodall.

Absent—Excused.

Acker.	Mosely.
Cox of Lamar.	Patterson.
Fuchs.	Ray.
Kemble.	Rogers.
Kenyon.	Tarwater.
King.	Thompson.
Kinnear.	Westbrook.
Long of Wichita.	Williams
Morse.	of Hardin.

SENATE BILL NO. 83 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 83, A bill to be entitled "An Act abolishing the office of Game, Fish and Oyster Commissioner and creating the Game, Fish and Oyster Commission; vesting all of the authority, powers and functions of said commissioner in the Game, Fish and Oyster Commission created and provided for in this act; providing for the appointment, compensation, bond, duties, functions of said Game, Fish and Oyster Commission; providing for executive secretary, assistant executive secretary, to be appointed by the commission, and providing for all necessary game and fish wardens, division heads and other employees of said Game, Fish and Oyster Commission; changing the laws of the State of Texas in such respects as shall be necessary in order to carry out the purposes of this act; enacting the necessary matters and things incidental to the purpose and subject of this act; making the necessary appropriation out of the State Treasury; providing when this act shall take effect, declaring the rule of construction, repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The bill was read second time.

On motion of Mr. Young, further consideration of the bill was postponed until 2 o'clock p. m. today.

SENATE BILL NO. 85 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 85, A bill to be entitled "An Act creating the 110th Judicial District and reorganizing and prescribing the time for holding court in the 50th Judicial District, the 64th Judicial District and the 72d Judicial District, and providing that the process heretofore issued in said districts shall be

returnable to the proper terms created by this act, and papers issuing out of said courts; and providing all matters and things necessary and incidental to the main purpose of this act; and declaring an emergency."

The bill was read second time.

Mr. Land offered the following (committee) amendment to the bill:

Amend Senate bill No. 85 by striking out all after the enacting clause and inserting the following:

"Section 1. There is hereby created the One Hundred Tenth (110th) Judicial District of the State of Texas, to be composed of the counties of Briscoe, Floyd, Motley and Dickens, and the district court therein shall have the jurisdiction and powers of the district court under the Constitution and general laws of this State.

"Sec. 2. The terms of said court shall be held in said counties as follows:

"In the county of Briscoe on the first Monday in January, the sixteenth (16) Monday after the first Monday in January, and on the eighth (8) Monday after the fourth (4) Monday in July, and may continue in session for three weeks each term.

"Sec. 3. In the county of Floyd, on the third (3) Monday after the first (1) Monday in January; on the nineteenth Monday after the first Monday in January; and on the eleventh (11) Monday after the fourth (4) Monday in July, and may continue five (5) weeks each term.

"Sec. 4. In the county of Motley, on the eighth (8) Monday after the first (1) Monday in January; on the fourth (4) Monday in July, and on the sixteenth (16) Monday after the fourth (4) Monday in July, and may continue in session four (4) weeks each term.

"Sec. 5. In the county of Dickens, on the twelfth (12) Monday after the first Monday in January, on the fourth (4) Monday after the fourth (4) Monday in July, and on the twentieth (20) Monday after the fourth (4) Monday in July, and may continue four (4) weeks each term.

"Sec. 6. There shall be appointed by the Governor of the State of Texas a judge and a district attorney for the said One Hundred Tenth (110) Judicial District hereby created, who shall possess the qualifications prescribed by the Constitution and laws of this State for such officers, who shall hold their offices respectively until the next general election held in this State and

until their successors shall be elected and qualified.

"All subpoenas, writs or other process issued or served before this act goes into effect and returnable to the district courts of the respective counties above enumerated, as same are now constituted, shall be considered as returnable to the district or respective county as established and created by this act; and all such process is hereby validated, and all juries heretofore drawn and all jury lists heretofore prepared in any county in said One Hundred Tenth (110) Judicial District under the present laws are hereby validated and shall be considered lawfully drawn and prepared for the district courts in the respective counties as created by this act.

"Sec. 7. The Fiftieth (50) Judicial District of the State of Texas shall hereafter be composed of the counties of Baylor, Knox, King and Cottle, and shall have the jurisdiction of the district court under the Constitution and general laws of this State.

"Sec. 8. The terms of said court shall be held in said counties as follows:

"In the county of Baylor, on the first (1) Monday in January, and may continue six weeks; on the eighteenth (18) Monday after the first (1) Monday in January, and may continue four (4) weeks; and on the third (3) Monday after the first (1) Monday in August, and may continue in session six (6) weeks.

"In Knox county, on the sixth (6) Monday after the first Monday in January, and may continue in session for six (6) weeks; on the twenty-second Monday after the first (1) Monday in January, and may continue in session for four (4) weeks; and on the ninth seventh Monday after the first (1) Monday in August, and may continue for six (6) weeks.

"In the county of King, on the twelfth (12) Monday after the first (1) Monday in January, and may continue two weeks; and on the fifteenth (15) Monday after the first (1) Monday in August, and may continue two weeks each term.

"In the county of Cottle, on the fourteenth (14) Monday after the first (1) Monday in January, and may continue four (4) weeks; on the first Monday in August, and may continue three (3) weeks; and on the seventeenth (17) Monday after the first (1) Monday in August, and may continue until Saturday preceding the first Monday in January.

"Sec. 9. The present judge and the present district attorney of the Fiftieth (50) Judicial District, as now constituted by law, shall be the judge and district attorney, respectively, of the Fiftieth Judicial District as created by this act.

"Sec. 10. All writs and process issued or served by any of the courts or officers thereof of said district, as created by this act, before the taking effect hereof, shall be valid and in all things considered as returnable to the proper terms of said court as hereby created, and all juries and jury panels chosen or selected before this act takes effect are hereby validated and shall be considered as returnable to the respective terms of said court as created by this act.

"Sec. 11. The Sixty-fourth (64) Judicial District of the State of Texas shall hereafter be composed of the counties of Hale, Swisher, Lamb, Castro and Bailey. The terms of court in said district shall be held in the counties thereof as follows:

"In the county of Hale, on the second (2) Monday in January, and may continue six (6) weeks; on the nineteenth Monday after the second (2) Monday in January, and may continue in session for six (6) weeks; and on the seventh (7) Monday after the first (1) Monday in August, and may continue for five (5) weeks.

"In the county of Lamb, on the sixth (6) Monday after the second (2) Monday in January, and continue in session for three (3) weeks; and on the first (1) Monday in August, and may continue three (3) weeks; and on the eighteenth (18) Monday after the first Monday in August, and may continue in session for three (3) weeks.

"In the county of Swisher, on the ninth (9) Monday after the second (2) Monday in January, and on the third (3) Monday after the first (1) Monday in August, and may continue in session for four (4) weeks at each term.

"In Castro county, on the thirteenth Monday after the second (2) Monday in January, and on the twelfth (12) Monday after the first (1) Monday in August, and may continue in session for three weeks.

"In the county of Bailey, on the sixteenth Monday after the second Monday in January, and on the fifteenth Monday after the first Monday in August, and may continue in session three (3) weeks.

"Sec. 12. The present judge and dis-

trict attorney of the Sixty-fourth (64) Judicial District shall be the judge and district attorney, respectively, of the said Sixty-fourth Judicial District as created by this act, until their successor are elected and qualified as provided by law.

"Sec. 13. All writs and process issued out of any of the courts in the Sixty-fourth Judicial District, under the present law, are hereby validated and in all things shall be returnable to the respective terms of said court as hereby created; and all juries or jury panels chosen or selected before this act takes effect are hereby validated and shall be returnable to the respective terms of said court, as created by this act.

"Sec. 14. The fact that there has been a rapid increase in the population and in litigation in all of the counties named in this act, and the great increase of the business and activities of the people in all of said counties, and because some of the districts as they now exist are so arranged as to be inconvenient to the people of such districts, create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended and said rule is hereby suspended, and that this act shall take effect and be in force from and after its passage, and it is so enacted."

The amendment was adopted.

Mr. Land offered the following (committee) amendment to the bill:

Amend Senate bill No. 85 by striking out the caption thereof and inserting the following:

A bill to be entitled "An Act creating the One Hundred and Tenth Judicial District of Texas, to be composed of the counties of Briscoe, Floyd, Motley and Dickens, and prescribing the time for holding court in the Fiftieth (50) Judicial District, the Sixty-fourth (64) Judicial District, and in the district hereby created, and providing that all process heretofore issued in said districts shall be returnable to the proper terms created by this act in each of said districts, and making the necessary provision for all writs, records and papers issuing out of said courts, and providing all matters and things necessary and incidental to the main purpose of this act, and declaring an emergency."

The amendment was adopted.

Senate bill No. 85 was then passed to third reading.

(Mr. McGill in the chair.)

SENATE BILL NO. 135 ON SECOND
READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 135. A bill to be entitled "An Act making appropriations to cover deficiencies in appropriations heretofore made for the support of the State government for the fiscal years ending on August 31, 1927; August 31, 1928, and August 31, 1929; and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 135 ON THIRD
READING.

Mr. Wallace moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 135 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—103.

Ackerman.	Johnson
Adkins.	of Dimmit.
Albritton.	Johnson of Smith.
Anderson.	Johnson of Scurry.
Baldwin.	Jones.
Barnett.	Justiss.
Bateman.	Kayton.
Bounds.	Keeton.
Bradley.	Keller.
Brooks.	Kennedy.
Carpenter.	Kincaid.
Coltrin.	Lee.
Conway.	Lemens.
Cox of Navarro.	Long of Houston.
Cox of Limestone.	Martin.
Davis.	Mauritz.
DeWolfe.	Maynard.
Enderby.	McCombs.
Ewing.	McDonald.
Finn.	McGill.
Finlay.	McKean.
Forbes.	Mehl.
Gates.	Metcalfe.
Gilbert.	Montgomery.
Graves	Moore.
of Williamson.	Mullally.
Graves of Erath.	Murphy.
Hardy.	Negley.
Harding.	Nicholson.
Harman.	Olsen.
Harper.	Palmer.
Harrison.	Pavlica.
Heaton.	Petsch.
Hefley.	Pool.
Hines.	Pope of Jones.
Hogg.	Pope of Nueces.
Holder.	Purl.
Hopkins.	Quinn.

Reid.
Richardson.
Rountree.
Sanders.
Savage.
Shaver.
Shelton.
Shipman.
Simmons.
Sinks.
Snelgrove.
Speck.
Stephens.
Storey.
Strong.
Thurmond.

Turner.
Van Zandt.
Waddell.
Wallace.
Walters.
Warwick.
White.
Wiggs.
Williams
of Sabine.
Williams
of Travis.
Woodall.
Woodruff.
Young.

Nays—8.

Avis.
Brice.
Chastain.
Eickenroht.

Jenkins.
Renfro.
Sherrill.
Veatch.

Absent.

Baker.
Beck.
Bond.
Dunlap.
Duvall.
Gerron.
Giles.
Hornaday.
Hubbard.
Land.

Loy.
Mankin.
Minor.
O'Neill.
Prendergast.
Reader.
Smith.
Stevenson.
Tillotson.
Webb.

Absent—Excused.

Acker.
Cox of Lamar.
Fuchs.
Kemble.
Kenyon.
King.
Kinneear.
Long of Wichita.
Morse.

Mosely.
Patterson.
Ray.
Rogers.
Tarwater.
Thompson.
Westbrook.
Williams
of Hardin.

The Speaker then laid Senate bill No. 135 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—105.

Ackerman.
Adkins.
Albritton.
Baldwin.
Barnett.
Bateman.
Bounds.
Bradley.
Brooks.
Carpenter.
Chastain.
Coltrin.

Conway.
Cox of Limestone.
Davis.
DeWolfe.
Enderby.
Ewing.
Eickenroht.
Finn.
Forbes.
Gates.
Gilbert.
Giles.

Graves	Pavlica.
of Williamson.	Petsch.
Graves of Erath.	Pool.
Hardy.	Pope of Jones.
Harding.	Pope of Nueces.
Harman.	Prendergast.
Harper.	Purl.
Harrison.	Quinn.
Heaton.	Reid.
Hefley.	Richardson.
Hogg.	Rountree.
Holder.	Sanders.
Hopkins.	Savage.
Johnson	Shaver.
of Dimmit.	Shelton.
Johnson of Smith.	Shipman.
Johnson of Scurry.	Simmons.
Jones.	Sinks.
Justiss.	Snelgrove.
Kayton.	Speck.
Keeton.	Stephens.
Keller.	Storey.
Kennedy.	Strong.
Land.	Thurmond.
Lee.	Tillotson.
Lemens.	Turner.
Long of Houston.	Van Zandt.
Martin.	Veatch.
Maynard.	Waddell.
McCombs.	Wallace.
McGill.	Walters.
McKean.	Warwick.
Mehl.	Webb.
Metcalf.	White.
Montgomery.	Wiggs.
Moore.	Williams
Mullally.	of Sabine.
Murphy.	Williams
Negley.	of Travis.
Nicholson.	Woodall.
Olsen.	Woodruff.
O'Neill.	Young.
Palmer.	

Nays—6.

Avis.	Jenkins.
Brice.	Renfro.
Finlay.	Sherrill.

Absent.

Anderson.	Hubbard.
Baker.	Kincaid.
Beck.	Loy.
Bond.	Mankin.
Cox of Navarro.	Mauritz.
Dunlap.	McDonald.
Duval.	Minor.
Gerron.	Reader.
Hines.	Smith.
Hornaday.	Stevenson.

Absent—Excused.

Acker.	Kenyon.
Cox of Lamar.	King.
Fuchs.	Kinnear.
Kemble.	Long of Wichita.

Morse.	Tarwater.
Mosely.	Thompson.
Patterson.	Westbrook.
Ray.	Williams
Rogers.	of Hardin.

SENATE BILL NO. 136 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 136, A bill to be entitled "An Act making appropriations to cover deficiencies in appropriations heretofore made for the support of the Judiciary Department of the State government of the State of Texas for the fiscal years ending August 31, 1925, 1926, 1927 and 1928, and declaring an emergency."

The bill was read second time and was passed to third reading.

(Speaker in the chair.)

SENATE BILL NO. 136 ON THIRD READING.

Mr. Wallace moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 136 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—104.

Mr. Speaker.	Hardy.
Ackerman.	Harding.
Adkins.	Harman.
Albritton.	Harper.
Baldwin.	Harrison.
Barnett.	Heaton.
Bateman.	Hefley.
Bounds.	Hines.
Bradley.	Hogg.
Brice.	Holder.
Brooks.	Hopkins.
Carpenter.	Jenkins.
Chastain.	Johnson
Coltrin.	of Dimmit.
Conway.	Johnson of Smith.
Cox of Navarro.	Johnson of Scurry.
Cox of Limestone.	Jones.
Davis.	Justiss.
DeWolfe.	Keeton.
Dunlap.	Kennedy.
Enderby.	Kincaid.
Ewing.	Lee.
Finn.	Lemens.
Finlay.	Long of Houston.
Forbes.	Mauritz.
Gilbert.	Maynard.
Giles.	McCombs.
Graves	McDonald.
of Williamson.	McKean.
Graves of Erath.	Mehl.

Metcalfe.	Sinks.
Montgomery.	Snelgrove.
Moore.	Speck.
Mullally.	Storey.
Murphy.	Strong.
Negley.	Thurmond.
Nicholson.	Tillotson.
Olsen.	Turner.
Palmer.	Van Zandt.
Pavlica.	Veatch.
Petsch.	Waddell.
Prendergast.	Wallace.
Purl.	Walters.
Quinn.	Warwick.
Reid.	Webb.
Renfro.	White.
Richardson.	Wiggs.
Rountree.	Williams
Sanders.	of Sabine.
Savage.	Williams
Shaver.	of Travis.
Shelton.	Woodall.
Shipman.	Woodruff.
Simmons.	Young.

Nays—3.

Eickenroht.	Stephens.
Sherrill.	

Present—Not Voting.

Avis.

Absent.

Anderson.	Loy.
Baker.	Mankin.
Beck.	Martin.
Bond.	McGill.
Duvall.	Minor.
Gates.	O'Neill.
Gerron.	Pool.
Hornaday.	Pope of Jones.
Hubbard.	Pope of Nueces.
Kayton.	Reader.
Keller.	Smith.
Land.	Stevenson.

Absent—Excused.

Acker.	Mosely.
Cox of Lamar.	Patterson.
Fuchs.	Ray.
Kemble.	Rogers.
Kenyon.	Tarwater.
King.	Thompson.
Kinnear.	Westbrook.
Long of Wichita.	Williams
Morse.	of Hardin.

The Speaker then laid Senate bill No. 136 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—108.

Mr. Speaker.	Ackerman.
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Adkins.	Maynard.
Albritton.	McCombs.
Anderson.	McDonald.
Baldwin.	McGill.
Barnett.	Mehl.
Bateman.	Metcalfe.
Bounds.	Montgomery
Bradley.	Moore.
Brice.	Mullally.
Brooks.	Murphy.
Carpenter.	Negley.
Chastain.	Nicholson.
Coltrin.	Olsen.
Conway.	Palmer.
Cox of Navarro.	Pavlica.
Cox of Limestone.	Petsch.
Davis.	Pope of Jones.
DeWolfe.	Prendergast.
Dunlap.	Purl.
Enderby.	Quinn.
Ewing.	Reid.
Eickenroht.	Renfro.
Finn.	Richardson.
Forbes.	Rountree.
Gates.	Sanders.
Gilbert.	Savage.
Giles.	Shaver.
Graves of Erath.	Shelton.
Hardy.	Shipman.
Harding.	Simmons.
Harman.	Sinks.
Harper.	Snelgrove.
Harrison.	Speck.
Heaton.	Stephens.
Hines.	Storey.
Hogg.	Thurmond.
Holder.	Tillotson.
Hopkins.	Turner.
Jenkins.	Van Zandt.
Johnson	Veatch.
of Dimmit.	Waddell.
Johnson of Smith.	Wallace.
Johnson of Scurry.	Walters.
Jones.	Warwick.
Justiss.	Webb.
Kayton.	White.
Keeton.	Wiggs.
Keller.	Williams
Kincaid.	of Sabine.
Land.	Williams
Lee.	of Travis.
Lemens.	Woodall.
Long of Houston.	Woodruff.
Martin.	Young.
Mauritz.	

Present—Not Voting.

Sherrill.

Absent.

Avis.	Gerron.
Baker.	Graves
Beck.	of Williamson.
Bond.	Hefley.
Duvall.	Hornaday.
Finlay.	Hubbard.

Kennedy.	Pool.
Loy.	Pope of Nueces.
Mankin.	Reader.
McKean.	Smith.
Minor.	Stevenson.
O'Neill.	Strong.

Absent—Excused.

Acker.	Mosely.
Cox of Lamar.	Patterson.
Fuchs.	Ray.
Kemble.	Rogers.
Kenyon.	Tarwater.
King.	Thompson.
Kinnear.	Westbrook.
Long of Wichita.	Williams
Morse.	of Hardin.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, January 30, 1929.

Hon. W. S. Barron, Speaker of the
House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following bills:

S. B. No. 51, A bill to be entitled "An Act making it unlawful for the taking of any chicken, turkey, duck, goose, guinea or other domestic fowl; making such offense a felony; prescribing punishment therefor; and declaring an emergency."

S. B. No. 157, A bill to be entitled "An Act to repeal Sections 14, 15, 16, 17, 18, 19 and 20 of House bill No. 23, Chapter 26, General Laws of the Regular Session of the Thirty-ninth Legislature; and declaring an emergency."

H. B. No. 21, A bill to be entitled "An Act providing for expense account for constables in certain counties to be allowed and paid out of the general fund of the county, and declaring an emergency."

S. B. No. 159, A bill to be entitled "An Act providing that all conservation and reclamation districts organized under the provisions of Chapter 8, Title 128, Revised Civil Statutes of Texas, and of Chapter 2, Title 128, Revised Civil Statutes of Texas, under the name of water improvement districts, and in the organization of which petitions were signed by more than fifty persons and such petitions were filed in the month of September, 1926; and on which petitions hearings were held by the county commissioners court in the month of October, 1926, and in pursuance of which said courts entered their orders or judgments finding in favor of the petitioners for the establishment of such

districts, and elections were held for the purpose of voting upon the organization of such districts, and the issuance of notes by such districts, such elections being held in the month of November, 1926, and at which elections the organizations of the districts and the issuance of notes received a two-thirds majority of the votes cast, and in which elections directors were elected for such districts, all such proceedings and the organization of such districts and the orders of the county commissioners courts organizing such districts, and the authorization for the issuance of notes of such districts are hereby ratified, validated, approved and confirmed; and further providing that such districts are validly created and organized, and the notes issued by such districts are valid and declared to be legal and are validated, and authorizing such districts to levy, assess and collect taxes to pay same and to pay cost of assessing and collecting same, and other expenses of such districts, and declaring such districts to be conservation and reclamation districts under the provisions of Chapter 8, Title 128, Revised Civil Statutes of Texas, and under the provisions of Chapter 2, Title 128, Revised Civil Statutes of Texas, and under the provisions of Section 59, of Article 16, of the Constitution of the State of Texas, and providing such districts may, if they so elect, in accordance with the provisions of law, be converted into water control and improvement districts, and declaring the boundaries of said districts to have been properly and legally established, and that all orders made by the boards of directors of such districts eliminating and taking land out of said districts to have been properly and legally made, and validating and declaring valid the boundaries thereof, and providing that all such districts may incur indebtedness to fully carry out each and all of the purposes of their organization when authorized by a majority of the votes cast at an election held for that purpose, and may levy taxes for the payment of their debts and obligations and the maintenance and operation of such districts, and providing that the orders of the boards of directors of such districts that elections be held in such districts to authorize the issuance of bonds and the levy of taxes in payment therefor, and the notices of election posted and published, and the elections held and the returns made and the orders of the board of directors declaring the results thereof, are declared to be proper and

legal proceedings in accordance with the provisions of the laws of the State of Texas for the issuance of such bonds, and are validated and confirmed, and that the elections held in pursuance of said orders in the event a majority of those voting at such elections voted in favor of the issuance of such bonds and the levy of such taxes, are validated and confirmed; that the directors of such districts are authorized to make all proper and necessary orders for the issuance of such bonds and sale of such bonds and the levy, assessment and collection of taxes sufficient to pay the interest thereon and the principal thereof as same matures, and the expenses of assessing and collecting such taxes, and for the maintenance and operation of such districts; providing generally for the validation of all such districts and the validation of all notes issued by such districts, and the validation of all bonds issued by such districts."

Respectfully,
MORRIS C. HANKINS,
Assistant Secretary of the Senate.

SENATE BILL NO. 139 ON SECOND
READING.

The Speaker laid before the House, on its second reading and passage to third reading.

S. B. No. 139, A bill to be entitled "An Act to provide an old age relief system for resident citizens over the age of seventy years; providing for the administration of the system through the county commissioners courts of the various counties of the State, and permitting the payment of the old age relief and the expense of administration from the general revenue of the county of which the applicant is a resident; prescribing the qualifications of an applicant for relief under the act, and permitting the discontinuance of the relief on conviction of an offense or upon evidence of changed status of the beneficiary; and fixing the punishment of any applicant or other person violating any of the provisions of the act; defining certain terms used in the act, and identifying the measure as the Old Age Relief Act of the State of Texas."

The bill was read second time.

Mr. Snelgrove offered the following amendment to the bill:

Amend Senate bill No. 139 in Section 2, page 4, line 11, by striking out the figures "30" and inserting in lieu thereof "20."

Mr. Kayton moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—62.

Ackerman.	Long of Houston.
Anderson.	Maynard.
Avis.	McCombs.
Barnett.	Mehl.
Bateman.	Metcalfe.
Coltrin.	Montgomery.
Conway.	Moore.
Cox of Limestone.	Mullally.
DeWolfe.	Murphy.
Dunlap.	Negley.
Ewing.	Nicholson.
Forbes.	Olsen.
Gilbert.	Palmer.
Giles.	Pavlica.
Graves	Petsch.
of Williamson.	Pool.
Harding.	Reid.
Harman.	Renfro.
Hefley.	Richardson.
Hines.	Rountree.
Holder.	Shaver.
Hornaday.	Shipman.
Johnson of Smith.	Simmons.
Johnson	Speck.
of Dimmit.	Strong.
Johnson of Scurry.	Thurmond.
Jones.	Van Zandt.
Justiss.	Waddell.
Kayton.	Wallace.
Land.	Warwick.
Lee.	White.
Lemens.	Woodruff

Nays—45.

Adkins.	Kennedy.
Albritton.	Kincaid.
Baker.	Martin.
Baldwin.	McDonald.
Bond.	McGill.
Bounds.	Pope of Jones.
Bradley.	Pope of Nueces.
Brice.	Prendergast.
Brooks.	Quinn.
Carpenter.	Savage.
Chastain.	Shelton.
Davis.	Sherrill.
Enderby.	Sinks.
Eickenroht.	Snelgrove.
Finlay.	Stephens.
Gates.	Stevenson.
Gerron.	Turner.
Harper.	Veatch.
Heaton.	Walters.
Hopkins.	Wiggs.
Jenkins.	Williams
Keeton.	of Sabine.
Keller.	Woodall.

Present—Not Voting.

Harrison.

Absent.

Beck.	O'Neill.
Cox of Navarro.	Purl.
Duvall.	Reader.
Finn.	Sanders.
Graves of Erath.	Smith.
Hardy.	Storey.
Hogg.	Tillotson.
Hubbard.	Ware.
Loy.	Webb.
Mankin.	Williams
Mauritz.	of Travis.
McKean.	Young.
Minor.	

Absent—Excused.

Acker.	Mosely.
Cox of Lamar.	Patterson.
Fuchs.	Ray.
Kemble.	Rogers.
Kenyon.	Tarwater.
King.	Thompson.
Kinnear.	Westbrook.
Long of Wichita.	Williams
Morse.	of Hardin.

Mr. Reid offered the following amendment to the bill:

Amend by striking out the words and figures "five thousand dollars" on line 5, page 3, following the word "exceed" and inserting in lieu thereof "two thousand five hundred dollars."

The amendment was adopted.

Mr. Pope of Nueces offered the following amendment to the bill:

Amend Senate bill No. 139 by adding after the word "assistance" in line 20, page 3, the following: "Provided, that after assistance has been granted under the terms of this act all property owned or in which property the person receiving such assistance has an interest shall not be conveyed or encumbered except that such property be conveyed or encumbered subject to a first and primary lien in favor of said assistance fund, which lien shall be satisfied by foreclosure against such property in the same manner as purchase money liens are now fixed and foreclosed."

Mr. Johnson of Dimmit offered the following amendment to the amendment:

Amend Senate bill No. 139 by adding to the end of the amendment offered: "Provided, that this shall not apply in case the property is a bona fide homestead of applicant for aid."

The amendment to the amendment was adopted.

The amendment as amended was then adopted.

Mr. Bond offered the following amendment to the bill:

Amend Senate bill No. 139 by striking out enacting clause.

Mr. Woodall moved the previous question on the pending amendment, and the main question was ordered.

Question then recurring on the amendment, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—66.

Adkins.	Maynard.
Avis.	McDonald.
Baldwin.	McGill.
Bateman.	McKean.
Bond.	Nicholson.
Bounds.	O'Neill.
Brice.	Pool.
Brooks.	Pope of Jones.
Chastain.	Prendergast.
Coltrin.	Purl.
Conway.	Quinn.
Cox of Limestone.	Reid.
Duvall.	Sanders.
Enderby.	Savage.
Ewing.	Shaver.
Finlay.	Shelton.
Gerron.	Sherrill.
Giles.	Sinks.
Graves	Snelgrove.
of Williamson.	Speck.
Graves of Erath.	Stephens.
Hardy.	Storey.
Harding.	Strong.
Harrison.	Thurmond.
Heaton.	Tillotson.
Hefley.	Turner.
Hines.	Veatch.
Hogg.	Waddell.
Hopkins.	Walters.
Johnson of Smith.	Warwick.
Johnson of Scurry.	Wiggs.
Lee.	Williams
Lemens.	of Sabine.
Martin.	Woodall.

Nays—45.

Ackerman.	Jenkins.
Anderson.	Johnson
Baker.	of Dimmit.
Barnett.	Jones.
Bradley.	Justiss.
Carpenter.	Kayton.
Davis.	Keller.
DeWolfe.	Kennedy.
Eickenroht.	Kincaid.
Forbes.	Land.
Harman.	Long of Houston.
Harper.	Loy.
Holder.	McCombs.

Mehl.	Petsch.
Metcalfe.	Rountree.
Montgomery.	Shipman.
Moore.	Simmons.
Mullally.	Van Zandt.
Murphy.	Wallace.
Negley.	Webb.
Olsen.	White.
Palmer.	Woodruff.
Pavlica.	Young.

Absent.

Albritton.	Mauritz.
Beck.	Minor.
Cox of Navarro.	Pope of Nueces.
Dunlap.	Reader.
Finn.	Renfro.
Gates.	Richardson.
Gilbert.	Smith.
Hornaday.	Stevenson.
Hubbard.	Williams
Keeton.	of Travis.
Mankin.	

Absent—Excused.

Acker.	Mosely.
Cox of Lamar.	Patterson.
Fuchs.	Ray.
Kemble.	Rogers.
Kenyon.	Tarwater.
King.	Thompson.
Kinnear.	Westbrook.
Long of Wichita.	Williams
Morse.	of Hardin.

Mr. Bond moved to reconsider the vote by which the amendment was adopted, and to table the motion to reconsider.

The motion to table prevailed.

MESSAGE FROM THE SENATE.

Senate Chamber.

Austin, Texas, January 30, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

S. J. R. No. 7, Proposing an amendment to the State Constitution providing that the permanent University fund shall be invested in bonds of the United States, the State of Texas or counties of said State, or in school bonds of municipalities, or in bonds of any city of this State having a population of 10,000 or more according to the latest United States census, or in bonds issued under and by virtue of the Federal Farm Loan Act approved by the President of

the United States, July 17, 1926, and amendments thereto.

Respectfully,
MORRIS C. HANKINS,
Assistant Secretary of the Senate.

BILL SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and its caption had been read, the following enrolled bill:

H. B. No. 120. "An Act to amend Article 2547 (2443), Chapter 2, Title 47, Revised Civil Statutes of the State of Texas, being Chapter 129, pages 197 to 199, inclusive, of the General Laws of the State of Texas passed by the Fortieth Legislature at the Regular Session, which article and chapter provides for the making of bonds for the securing of county deposits, declaring who may make such bonds, and the amount and character of the security that may be accepted by the commissioners court to secure such deposits."

RELATING TO HOUSE BILL NO. 21.

The Engrossing Clerk, by unanimous consent, was authorized to make the following change in House bill No. 21: Change the word "by" to the word "be" in the emergency clause.

ADJOURNMENT.

Mr. Olsen moved that the House adjourn until 9:30 o'clock a. m. tomorrow.

Mr. Young moved that the House recess to 2 o'clock p. m. today.

The motion of Mr. Olsen prevailed, and the House accordingly, at 12:35 o'clock p. m., adjourned until 9:30 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have today filed favorable reports on bills, as follows:

School Districts: House bill No. 347.
Insurance: House bills Nos. 198, 448 and 447.

Labor: House bills Nos. 474 and 392.

Appropriations: House bill No. 473.
State Affairs: Senate bill No. 105; House bills Nos. 290 and 412.

REPORT OF THE COMMITTEE ON
ENGROSSED BILLS.

Committee Room,
Austin, Texas, January 29, 1929.

Hon. W. S. Barron, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 17, A bill to be entitled

"An Act to amend Article 2094, Article
2095 and Article 2096, of the Revised
Statutes of 1925, relating to the selec-
tion of jurors; amending Article 2094
of the Revised Statutes, 1925, providing
for the appointment of jury commission-
ers to select jurors in certain counties,"
Have carefully compared same and
find it correctly engrossed.

McCOMBS, Chairman.

In Memory
of
Hon. J. C. Rugel

Mr. Davis offered the following resolution:

Whereas, The Hon. J. C. Rugel, a former Representative in the House from Dallas County, died suddenly at his home in Mesquite, Texas, on the evening of January 29, 1929; and

Whereas, He was one of the early pioneers who rendered distinguished service to his State, county and community, and though past seventy-five years of age, was an active and outstanding business man, church worker and citizen at the time of his death, being a member of the Board of Trustees of Trinity University of Waxahachie, President of the Dallas City-County Hospital Board and President of the Board of Trustees of Reynolds Presbyterian Orphanage of that city, a man whose greatness and usefulness was not obscured by the fact that all of his mature years were spent in a small town; therefore, be it

Resolved, That in the death of this former member of the House of Representatives his State, county and community have suffered an irreparable loss; that we tender to the surviving members of the family our deepest sympathy; and be it further

Resolved, That a page of the Journal be dedicated to his memory, a copy of this resolution signed by the Speaker and Chief Clerk be sent to the family of the deceased, and that when the House adjourns today it shall be out of respect to his memory.

DAVIS,
HOLDER,
KELLER,
McCOMBS,
SAVAGE,
PURL.

The resolution was read second time and was adopted by a rising vote.